IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 12TH FEBRUARY 2007 / 23RD MAGHA 1928

WP(C).No. 2096 of 2007(Y)

PETITIONER:

K.P. ABDULRAHIMAN KUTTY,
S/O. K.P. CHERIYA BAVA, KUTTIKKAMMUVINTEPURACKAL HOUSE, K.P.C. NAGAR, KORMAM KADAPPURAM, TANUR.

BY ADV. SRI.K.P.MUJEEB

RESPONDENTS:
----

1. **STATE OF KERALA,**
   REP. BY THE SECRETARY, REVENUE DEPARTMENT,
   GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. **DEPUTY TAHSILDAR (REVENUE RECOVERY),**
   TIRUR.

3. **EXECUTIVE ENGINEER,**
   ELECTRICAL DIVISION,KERALA STATE ELECTRICITY BOARD
   TIRUR.

4. **K.P. MUHAMMED KUTTY,**
   S/O. KAMMUTTY BAVA, PANDARAKADAPPURAM, TANUR.

BY ADV. SRI.JOSE J.MATHEIKEL, SC, KSEB
BY GOVERNM PLEADER SMT.N.SUDHA DEVI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 12/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.2096/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE NOTICE DT.28.9.06 ISSUED BY THE 2ND RESPONDENT.

/TRUE COPY/

tss

K.BALAKRISHNAN NAIR, J.

W.P.(C) NO. 2096 OF 2007-Y

JUDGMENT

The petitioner has approached this Court, feeling aggrieved by Ext.P1 notice, proposing to recover an amount of Rs.92,648/- along with interest, collection charges etc., from him towards arrears of electricity charges, on the requisition of the Executive Engineer, Electrical Division, Tirur. He submits, he has no such connection and therefore, the recovery proceedings initiated against him is unsustainable.

2. The learned standing counsel for the K.S.E.B., upon instructions, submitted that the 4th respondent is the consumer and therefore, the proceedings initiated against the petitioner will be dropped. This submission is recorded. No recovery pursuant to Ext.P1 shall be made against the petitioner.

The Writ Petition is disposed of as above.

12th February, 2007. K.BALAKRISHNAN NAIR, JUDGE.

Nm/